

THE DIRECTOR OF CENTRAL INTELLIGENCE

WASHINGTON, D. C. 20505

Major General Edward B. Giller, USAF (ret)
Deputy Assistant Administrator for
National Security
Energy Research and Development
Administration
Washington, D. C. 20545

Dear General Giller:

Thank you for your letters of 24 December 1975 regarding your concern about the flow of information to ERDA's weapons laboratories under the foreign intelligence dissemination controls of DCID 1/7 (effective 5 October 1975) and your designation of ERDA's primary referent for interagency consultation concerning utilization of intelligence.

As you will recall the "USIB Policy Paper on Information Release to Contractors" was revised by the Security Committee and circulated to the Board in December 1975. At that time ERDA expanded footnote 1 of this paper to exclude ERDA's laboratories from the "contractor" category requiring authorization for dissemination of intelligence information as required in DCID 1/7.

I have now approved this policy paper and it will soon be disseminated to the community. This should alleviate your dissemination problems and enable you to continue your valuable intelligence contribution without interruption.

Sincerely,

George Bush

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UNITED STATES
ENERGY RESEARCH AND DEVELOPMENT ADMINISTRATION
WASHINGTON, D.C. 20545

24 December 1975

Mr. William E. Colby
Director of Central Intelligence
Central Intelligence Agency
Washington, D.C.

Dear Bill:

I refer to our correspondence in October and December 1974 and in January 1975 relative to our concern about the flow of information to ERDA's weapons laboratories under the foreign intelligence dissemination controls of DCID 1/7. As you are aware, ERDA (and formerly the AEC) has consistently held that the intelligence components of certain of its government-owned, contractor-operated facilities (Oak Ridge, Los Alamos, Lawrence Livermore, and Sandia-Albuquerque) are in effect an extension of ERDA's National Security staff insofar as such controls are concerned.

It is my understanding that, in drafting the revised DCID 1/7 (published August 7, 1975), the Compartmentation Subcommittee addressed ERDA's concern and intended that footnote No. 3 on page 2 of the new directive provide for the treatment of our laboratories not as "contractors" but as authorized channels for foreign intelligence in order that ERDA's intelligence contributions to the USIB might continue without interruption. However, it has been suggested by our Office of the General Counsel that a strict interpretation of the NOCONTRACT marking (paragraph 5.a(3)) of the new directive could exclude the ERDA laboratories, as "contractors", from general dissemination of certain intelligence information.

This matter has recently been reviewed at the Compartmentation Subcommittee level, and the original intent of the drafters has been reaffirmed. The Chairman of the Security Committee has



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Mr. William E. Colby

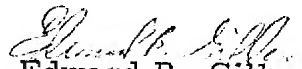
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endorsed this reaffirmation by concurring in this letter. Accordingly, I ask that you inform USIB agencies that the provisions of DCID 1/7, as revised and set forth in paragraph 5.a(3), do not apply to those ERDA laboratories which are designated "authorized channels" by the undersigned Senior Intelligence Official of ERDA pursuant to footnote 3 on page 2 of DCID 1/7.

Inasmuch as ERDA is required to issue specific implementing instructions to its laboratories promulgating the new provisions of DCID 1/7, your early consideration of the above request would be appreciated.

By separate letter to you I am designating ERDA's primary referent per paragraph 6d of DCID 1/7, and designating authorized channels for dissemination of intelligence information per footnote 3, page 2 of DCID 1/7.

Sincerely,


Edward B. Giller

Deputy Assistant Administrator
for National Security

cc: USIB Security Committee
Chairman

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